

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

STATE OF OKLAHOMA, *et al.*,)
)
 Plaintiffs,)
)
 v.)
)
 TYSON FOODS, INC., *et al.*,)
)
 Defendants.)
)

Case No. 4:05-cv-00329-GKF-PJC

DECLARATION OF WILLIAM H. DESVOUSGES, Ph.D.

I, William H. Desvousges, hereby state as follows:

1. I am the President of W.H. Desvousges & Associates, Inc., a consulting firm focused on the preparation and evaluation of natural resource damages assessments ("NRDAs").
2. I have been retained by Defendants in the above captioned matter to provide my expert opinions regarding the NRDAs commissioned by Plaintiffs.
3. Dr. Gordon C. Rausser and I authored and submitted to our clients an expert report detailing our work and conclusions in this matter. I understand that this report was served on Plaintiffs on March 31, 2009. I incorporate that report herein by reference.
4. An errata to our expert report was provided to Plaintiffs on May 12, 2009, correcting typographical errors to Tables 5.2, C.1., C.2, and C.3. I incorporate that errata herein by reference.
5. Attached is an additional errata to our expert report correcting inadvertent errors in the data used in the regression model described in Section 2.3 of our report. The results described in this errata provide further support for the conclusion that recreation at Tenkiller Lake has not been impacted by reductions in water quality and that recreators

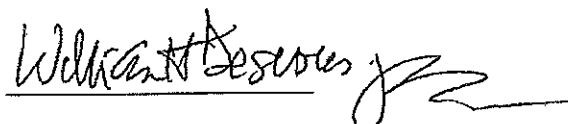


have not experienced any potential losses from alleged injuries attributable to increased phosphorous loading from the application of poultry litter.

6. If called to testify at trial, I would testify consistent with the opinions expressed in our report and errata.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on June 29, 2009.


William H. Desvousges, Ph.D.